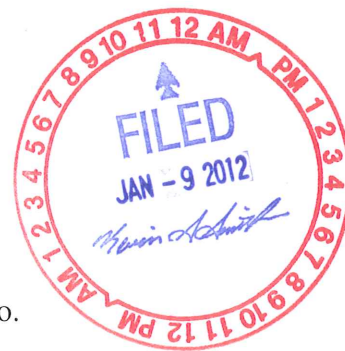


In the
Indiana Supreme Court



STATE OF INDIANA,)	Supreme Court Cause No.
Appellant,)	49S00-1201-PL- <u>15</u>
)	
v.)	Court of Appeals Cause No.
)	49A02-1112-PL-1151
)	
INTERNATIONAL BUSINESS)	
MACHINES CORPORATION,)	Marion Superior Court Cause No.
Appellee.)	49D10-1005-PL-21451

ORDER

Appellant has filed a "Verified Emergency Motion to Accept Jurisdiction of Interlocutory Appeal of Order Compelling (sic) Deposition of the Governor," pursuant to Indiana Appellate Rule 14(B)(2), and a "Verified Emergency Motion to Accept Immediate Jurisdiction of Interlocutory Appeal of Order Compelling (sic) Deposition of the Governor, and to Set Expedited Briefing and Oral Argument Schedule," pursuant to Indiana Appellate Rule 56(A). Appellee has filed responses to both verified motions stating it takes no position on either motion but requesting a somewhat different briefing schedule than that requested by Appellant.

Having considered the above-referenced submissions and being duly advised, the Court GRANTS both verified motions with certain modifications to the proposed expedited briefing schedule. Pursuant to Rule 56(A), this appeal shall proceed in this Court as if it had been originally filed here, and shall proceed pursuant to the following conditions and briefing schedule:

1. Appellant's initial brief shall be filed no later than ten (10) calendar days from the date of this order.
2. Appellee's brief shall be filed no later than ten (10) calendar days after Appellant's initial brief is served.
3. Appellant's reply brief shall be filed no later than four (4) calendar days after Appellee's brief is served.
4. Briefs and other documents filed in this appeal must be filed **in person** at this Court's Clerk's Office, State House Room 216, 200 West Washington Street, Indianapolis, Indiana. Contemporaneously when filing any document with the Clerk of this Court, a party or counsel must also personally deliver a copy of the document to the Division of Supreme Court Administration, State House Room 315, 200 West Washington Street, Indianapolis, Indiana.

5. Service of any brief or other filing shall be completed either: (a) by personal service; or (b) if by U.S. mail or third-party commercial carrier, then also by e-mail attachment in .pdf format to opposing counsel. The three-day extension mentioned in Appellate Rule 25(c) shall not apply.
6. No extensions of time will be permitted.
7. No exceptions from the page and word limits imposed by the Appellate Rules will be allowed.
8. Any attorney not admitted in Indiana intending to file petition for temporary admission in this case under Admission and Discipline Rule 3, section 2, shall begin the process immediately.

An order setting this case for oral argument shall be entered separately.

The Clerk of the Supreme Court is directed to assign this appeal a Supreme Court cause number and transfer the chronological case summary from the current Court of Appeals cause number to the new cause number.

The Clerk is also directed to send a copy of this order to the Hon. Margret G. Robb, Chief Judge, Indiana Court of Appeals; to the Hon. David J. Dreyer, Judge of the Marion Superior Court; to the Hon. Elizabeth L. White, Clerk of the Marion Superior Court; to Steve Lancaster, Court of Appeals Administrator; to the Supreme Court Administration Office; and to all counsel of record. The Clerk is further directed to post this order to the Court's website.

Done at Indianapolis, Indiana, this 9th day of January, 2012.

Randall T. Shepard
Randall T. Shepard
Chief Justice of Indiana

DICKSON, RUCKER, and DAVID, JJ., concur.
SULLIVAN, J., was not present for the decision on these motions.